

**GOVERNMENT OF TELANGANA**

**ABSTRACT**

Public Services – Police Department - Disciplinary proceedings against Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad City – Charges held Proved – Penalty of **withholding of 10% (Ten percent) pension for a period of three years**, under Rule 9 of A.P. Revised Pension Rules, 1980 - Imposed - Orders – Issued.

**HOME (SERVICES-II) DEPARTMENT**

**G.O.MS.No. 33**

**Dated 21-05-2015**

**Read the following:**

1. From the D.G.P., A.P., Hyderabad, Lr.Rc.No.710/Appeal/13, dated 01.02.2014 & 09.05.2014.
2. Govt.Memo.No.6332/Ser.II/A1/2014, dt.20.02.2015.
3. Representation of Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad city, dt.10.03.2015
4. Govt.Letter No.6332/Ser.II/A1/2014, Dated:16.03.2015.
5. From the Secretary, TSPSC, Hyderabad, Lr.No.165/RT/ TSPSC/ 2015, dt.09.04.2015

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**ORDER:**

The Director General of Police, Andhra Pradesh, Hyderabad in his letter 1<sup>st</sup> read above has reported that Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad City was handed upon a charge for the following delinquency:

"Sri Moinuddin Khan while functioning as HC 4714 at Sultan Bazar PS during June, 1994 has exhibited misconduct irresponsible behaviour that on 16.06.94 at about 20-40 hours the in charge S.I. of Peter.IX Sri Ramulu had brought (12) petty cases out of them 4 person made a complaint against HC 4714 Sri Moinuddin Khan and 3 other PCs, stating that on 16.6.94 about 1300 hours the HC inquestion went to Feroz Gandhi Part at Kothi, Hyderabad harassed the petty shops and chappal business people and demanded Rs.50/- each from '8' persons for not taking to PS and for not booking a case against them. Instead of performing his picket duty at DMHS from 0800 hours to 1400 hours on 16.6.94, the HC inquestion, left his picket duty and went to Feroz Gandhi Park unauthorizelly, and thereby committed the said offence. Thus, he exhibited lack of integrity and conduct unbecoming of Government servant by violating Rule 3 of APCS (Conduct) Rules, 1964."

The Inspector of Police, Mangalhat PS, who was appointed as E.O., has conducted the O.E. and submitted minutes holding the charges as 'Proved'. The minutes were supplied to the charged officer for his final explanation. Instead of submitting his representation on the minutes, the charged officer has approached the Hon'ble Tribunal by filing O.A.No.8010/2001 and O.A.No.2609/2007 which were dismissed by the Hon'ble Tribunal vide orders dated 18.12.2006 and dated 15.6.2010 respectively. Finally, the applicant has submitted his final representation dated 4.8.2010 and the disciplinary proceedings could not be concluded, as the charged officer was awarded with the punishment of 'Dismissal from service' in another case. Subsequently, the said punishment of dismissal from service was set aside by the Hon'ble Tribunal orders dt.31.12.2012 and accordingly he was reinstated into service w.e.f. 12.10.2010 duly treating the out of employment period from 12.10.2010 to 30.06.2011 (i.e. date of superannuation) as leave eligible by the C.P., Hyderabad vide proceedings dt.31.05.2013. Since Sri Moinuddin Khan, HC 4714 had retired from service on 30.06.2011, the DGP, Hyderabad has forwarded the entire OE record to the Government for taking further action against him under Rule 9 (2) (a) of A.P. Revised Pension Rules, 1980.

2. After careful examination of the entire matter and based on the records made available, Government have provisionally decided to impose a penalty of **"withholding of 10%(Ten percent) pension for a period of three years"** on Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad City, under Rule 9 of A.P. Revised Pension Rules, 1980, for the charges held **"proved"**.

3. In Govt. Memorandum 2<sup>nd</sup> read above, a show cause notice was issued to the said Retired Charged Officer, duly indication the quantum of withholding of pension, as required under A.P. Revised Pension Rules, 1980.

4. In the reference 3<sup>rd</sup> read above, the Charged Officer has submitted his explanation to the show cause notice and requested the Government to consider his representation and drop the further action for the reasons mentioned therein.

5. Government after careful examination of the explanation of the charged officer with reference to the records made available, have decided to confirm the provisional decision of imposing penalty of **'withholding of 10% pension for a period of three years** on Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad City as in his explanation has no merits worth consideration, and sought the advice of Telangana State Public Service Commission thereon, vide reference 4<sup>th</sup> read above.

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6. The Secretary, Telangana State Public service Commission, in his letter 5<sup>th</sup> read above, has conveyed the concurrence of the Commission on the proposal of the Government.
7. Government after careful examination of the entire matter hereby impose the penalty of **"withholding of 10% pension for a period of three years"** on Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad City, under Rule-9 (1) of A.P. Revised Pension Rules, 1980, read with rule 20 of APCS (CC&A) Rules, 1991.
8. A copy of the letter 5<sup>th</sup> read above received from the Secretary, Telangana State Public Service Commission, is herewith furnished to Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad City, as required under Rule-44 of APCS (CC&A) Rules, 1991.
9. The Director General of Police, Telangana State, Hyderabad is requested to take follow up action on implementation of the said penalty. The records received in the reference 1<sup>st</sup> read above, are herewith returned to the Director General of Police, Telangana, Hyderabad and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

B.VENKATESHAM,  
SECRETARY TO GOVERNMENT

To

The Director General of Police, Telangana, Hyderabad. (with records)  
Sri Moinuddin Khan, HC 4714(Retd) of Hyderabad City  
**through** the D.G.P., Telangana, Hyderabad

Copy to:

The Secretary, Telangana State Public Service Commission, Hyderabad.  
The Accountant General of Andhra Pradesh, Hyderabad.  
The Director of Treasuries & Accounts, A.P. Hyderabad.  
The Government Pleader for Home(S),  
A.P.A.T. Hyderabad...w.r.to C.A.No.1904/2014 in O.A.No.6200/2014  
SF/SC

//FORWARDED :: BY ORDER //

SECTION OFFICER